

**NOTICE OF EMERGENCY RULE REPEAL AND PROMULGATION**

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. Sections 6172 and 6192

**RULE REPEAL AND PROMULGATION:** DMR Regulation 95.03 L, Closed Area No. 18-A, Gurnet Strait, promulgated on January 7, 1999, is repealed and replaced with the following rule:

**TEXT OF RULE:** DMR Regulation 95.03 L, Closed Area No. 18-A, Harpswell Cove and Gurnet Strait, Brunswick and Harpswell.

Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters and mussels taken from all shores, flats and waters in the following three areas:

- 1.) Inside and westerly of a line extending northwesterly from the Indian Rest Public Landing to a red painted post on Buttermilk Point in Brunswick, approximately 500 feet northeast of the Gurnet Strait bridge; AND inside and southerly of a line drawn across Buttermilk Cove at the Prince Point Road bridge; AND inside and northerly of a line extending due west across Doughty Cove from the north end of the "Right of Way" at the end of FR 20 (approximately 300 yards southwest of the Gurnet Strait bridge); AND inside and northerly of a line extending due east across Long Reach from the most southern tip of an unnamed point of land approximately 1 mile northeast of Prince Point.
- 2.) Inside and northerly of a line drawn across the upper end of Harpswell Cove at the Brunswick Naval Air Station fencing.

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A. Section 6204).

EFFECTIVE DATE: January 21, 1999

AGENCY CONTACT PERSON: Paul Anderson  
Department of Marine Resources  
W. Boothbay Harbor, ME 04575

TIMES RECORD  
January 26, 1999

# STATEMENT OF FACT AND POLICY

The Commissioner of the Maine Department of Marine Resources repeals the emergency DMR Regulation 95.03 L, Closed Area No. 18-A, Gurnet Strait, Brunswick and Harpswell, which was promulgated on January 7, 1999, and enacts a new regulation. This new regulation reopens the approved area of Harpswell Cove after a sewage spill at the Brunswick Naval Air Station. It also opens a small cove by Princes Pond in Doughty Cove.

DMR personnel have determined that water quality in Harpswell Cove has returned to approved standards, and a survey of Doughty Cove documented the removal of a point source of pollution by Princes Pond. Both of these areas are now safe for shellfish harvesting and no longer pose a threat to the public health.



GILBERT BILODEAU, ADMINISTRATIVE OFFICER  
for GEORGE LAPOINTE, COMMISSIONER  
AS AUTHORIZED BY 12 MRSA, SECTION 6023



# Department of Marine Resources

## Legal Notice of Shellfish Closure Area C18A

